

## CIVIL DOCKET

## UNITED STATES DISTRICT COURT

1/19/73 by pltfs.

Jury demand date: 4/28/72 by Amoco

D. C. Form No. 106A Rev.

TITLE OF CASE		ATTORNEYS					
<p>POLLY FOWLER, as Administratrix of the Estate of her husband, WINTON J. FOWLER, deceased, and POLLY FOWLER, individually, on her own behalf and on behalf of the minor children of Winton J. Fowler, dec., CLAYTON J. FOWLER, II, GREGORY WYNN FOWLER, and KIM MARIE FOWLER, LIBERTY MUTUAL INSURANCE COMPANY (add. pty pltf.)</p> <p>vs.</p> <p>AMOCO PRODUCTION COMPANY, formerly Pan American Petroleum Corporation, a foreign corporation; and COMMERCIAL SOLVENTS CORPORATION, a foreign corporation,</p>		<p>For plaintiff: Hugh M. Dorsey, Jr. Hansell, Post, Brandon &amp; Dorsey 3300 First National Bank Tower Atlanta, Georgia 30303 404/581-8000</p> <p>Deryl L. Gotcher 1700 Fourth Natl. Bank Bldg. Tulsa 74119</p> <p>583-1115</p>					
<p><del>Carl H. King and (Amoco) Alfred B. Knight</del> <del>310 Beacon Building</del> <del>Tulsa, Okla. 74103</del></p> <p>Stand. Oil Co. (Ind.) 910 S. Michigan Ave. Chicago, Ill. 60605</p> <p>4-30-74</p> <p><i>Has settled - do not send notices</i></p>		<p>For defendant:</p> <p>Long, Weinberg, Ansley &amp; Wheeler 3000 The Equitable Bldg. Atlanta, Georgia 30303 (525-5903) (for Amoco)</p> <p>Nall, Miller &amp; Cadenhead 1500 The Equitable Bldg. Atlanta, Georgia 30303 (522-2200) (for Commercial)</p> <p><del>Jeffery King, Truman B. Rucker, Tabor, McBride &amp; Hopkins</del> P.O. Box 1439, Tulsa, Ok. 74101 Rucker (for Commercial Solvents)</p> <p><i>Paul McBride</i></p>					
STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.		
J.S. 5 mailed 9-1-72 8-1-74	Clerk						
J.S. 6 mailed 6-1-74 11-1-75	Marshal						
Basis of Action: personal injury pltf. seeks money judg. for wrongful death of husband.	Docket fee Witness fees						
Action arose at: transferred from ND of Georgia, Atlanta Div.	Depositions						

DATE	PROCEEDINGS	Date Order or Judgment Noted
8-24-72	Transcript of proceedings transferred from N. D. of Georgia, Atlanta Division, filed. rm (at issue)	
8-28-72	Entry of appearance by Carl H. King and Alfred B. Knight for def. Amoco, filed. rm	
9-8-72	Parties directed to hold pre-trial prior to 10-18-72 and file pre-trial order not later than 10-25-72. (AEB-J)hm	
9-12-72	Amendment to answer, <sup>of Amoco</sup> with leave granted to file out of time, (AEB-J)hm	filed.
9-20-72	Commercial Solvents Corp.'s notice of appointment of attorneys of record, filed. g	
9-22-72	Amended Answer for Commercial Solvents Corporation, with approval of Court to file this amended answer, filed. (AEB-J)v	
9-25-72	Ordered by the Court that parties are granted an extension of 60 days or until 12-24-72 to file pre-trial order. (AEB-J)hm (letter written)	
9-25-72	Plaintiffs' notice of appointment of local attorneys of record, filed. hm	
10-20-72	Cross claim of deft. Amoco against deft. Commercial Solvents Corporation, filed. hm	
11-20-72	Appl. for extension of time for cross-claim of deft., Commercial Solvents Corp., to answer or reply to Co-Deft.'s Cross-Claim, filed. -order as part of pldg. to Judge. v	
12-5-72	Interrogatories by Amoco Prod. Co. to Polly Fowler, filed. g	
12-6-72	Order, filed, granting Comm. Solvents until 12-12-72 to ans. cross-claim. (AEB-J)hm	
12-12-72	Answer of Commercial Solvents Corp. to cross claim of Amoco Production Co., filed. g	
12-18-72	Joint Appl. to extend time within which to file pre-trial order, filed. v	
12-19-72	Appl. for extension of time to answer interrogatories, filed by Pltf. v	order to Judge.
12-21-72	Order granting additional time to answer interrogatories additional 20 days or until Jan 15, 1973 filed. (AEB-J)h	all to Judge.
12-21-72	Order extending time within which to file pre-trial order to 1-24-73 filed. (AEB-J)h	
1-16-73	Response of pltf. to first interrogatories of def. Amoco, filed. rm	
1-19-73	Demand for jury trial by pltf., filed. rm	
1-23-73	Application for, and Order granting pltf. until Mar. 1, 1973, to file pre-trial order, filed. (AEB-J)g	
1-24-73	Motion of Amoco Production (deft) for Order Compelling Discovery, filed. jj	
1-24-73	Brief in Support of Motion to Compel Discovery of Amoco Production, filed. jj	
1-24-73	Ordered by the Court that plaintiff is granted 10 days from this date in which to respond to defendant's motion to compel discovery of Amoco, etc. jj (AEB-J)	

Continued

DATE	PROCEEDINGS	Date Order or Judgment Noted
2-5-73	Motion of Plt. Polly Fowler, for Order Compelling Discovery, file. jj	
2-5-73	Brief in Support of Pltf. (Polly Fowler) Motion to Compel Discovery by Amoco Prod. Co., filed. jj	
2-5-73	Ordered by the Court that def. is granted 10 days from this date in which to respond to plts. motion to compel discovery of Amoco. jj (AEB-J)	
2-6-73	Pltfs' Brief in opposition to defts Amoco Production Co's Motion to Compel, filed. r	
2-13-73	Response of Pltf. to Interrogatories of Deft. Commercial Solvents Corp., filed. v	
2-14-73	Motion to make Liberty Mutual Ins. Co. an additional party plaintiff, filed. ds	
2-14-73	Brief in support of motion to make Liberty Mutual Ins. Co. additional party plaintiff, filed. ds	
2-14-73	Ordered by the court that plaintiff respond to defendant's motion to make an additional party plaintiff within ten days of this date. (AEB-J) ds	
2-15-73	Brief in opposition to pltf's Motion to compel discovery of deft Amoco Production Co., filed. r	
2-28-73	Application to Strike Case from Pre-Trial Calendar, filed, jj.	
3-2-73	Order, filed (part of application) that case is stricken from pre-trial calendar. (AEB-J)hm (copies mailed)	
3-2-73	Brief of <del>Deft. Amoco Prod. Co.</del> <sup>Plaintiff</sup> , in opposition to Motion to make Liberty Mutual Ins. Co., an additional party pltf., filed. r	
5-7-73	Order joining Liberty Mutual Insurance Company as add. pty pltf. (AEB-J)rm	
7-3-73	Ordered that Magistrate conduct hearing on pltfs' motion for order compelling discovery. (AEB-J)hm	
7-3-73	Hearing held on pltfs' motion for order compelling discovery. At request of parties, Magistrate will make an in camera examination of exhibits A thru D. Recommendations on motions will be passed until in camera inspection is completed. (MLB-Mag)hm	
9-26-73	Findings and recommendations of the U. S. Magistrate, filed. (MLB-Mag)hm (copies mailed)	
10-15-73	Order, filed, accepting and adopting F&R of Magistrate. (AEB-J)rm <sup>ready for PT.</sup>	
12-5-73	Order, filed, sua sponte, that cause number 72-C-404 is consolidated with this case. (AEB-J)v -cps mld.	
12-10-73	Suppl. Findings & Rec. of U.S. Mag., filed. (MLB-USMag)v -cps mld. <sup>o to MC</sup>	

DATE	PROCEEDINGS	Date Order or Judgment Noted
3-14-74	Order Sustaining, Affirming and Adopting the Supplemental Findings and Recommendations of The U.S. Magistrate, (AEB-J) js (that plaintiff's objections to answering Interrogatory) <i>(Copies mailed)</i>	
3-20-74	Parties directed to hold pre-trial conference prior to 4-25-74 and file PT order not later than 5-2-74. (AEB-J)hm	
3-28-74	Mot. of Deft. Commercial Solvents Corp. to Dismiss or in the alternative, Mot. for S/J on behalf of Deft. Commercial Solvents Corp., filed. v	
3-28-74	Brief in support, filed. v	
3-28-74	Ordered by the Court that Pltfs are granted 10 days from this date to respond to Deft., Commercial Solvents Corp.'s Mot. to Dismiss or in the alt., mot. for S/J on behalf of Deft. Comm. Solv. Corp. (AEB-J)v	
4-8-74	Appl. of pltf. to extend time to respond to mo/dismiss of def. Commer. Solvents, filed. rm <i>027</i>	
4-10-74	Order, filed, granting pltf. 10 days from this date to respond to mot. of deft. Commercial Solvents Corp. to dismiss. (AEB-J)g <i>C mailed</i>	
4-16-74	ORDER, filed, granting Pltf. to Amendment to Complaint. (AEB-J)v	
4-16-74	AMENDMENT TO COMPL., filed. v <i>7 copies mailed.</i>	
4-22-74	BRIEF in opposition to Deft., Commercial Solvents Corp.'s Mot. to dismiss or alternate motion for summary judgment, filed by Pltf. v	
4-30-74	Appl. of pltf. and deft. Amoco Production Company to dismiss without prejudice, filed. g	
4-30-74	Order, filed & entered, dismissing all causes of action against the deft. Amo co Production Company, formerly Pan American Petroleum Corp., without prejudice. (AEB-J)g <i>copies mailed</i>	
5-7-74	Order, filed, granting deft. Commercial Solvents until 5-13-74 to file objection to amend. to complaint and reply brief to pltf's brief in opposition to motion to dismiss or for summary judgment. (AEB-J)g <i>copies to Deft. &amp; Amoco</i>	
5-13-74	Deft's MOTION TO STRIKE Amended Complaint on Ground of Statute of Limitations, filed.jj	
5-13-74	BRIEF in Support of Motion to Strike on Ground of Statute of Limitations, filed.jj	
5-14-74	MO: It is ordered by the Court that Plaintiff is granted 10 days to respond to Defts. Motion to Strike. (AEB-J)jj	
5-14-74	MO: It is ordered by the Court that deft. Commercial Solvents Corp. if granted until 5-15-74 to file its response brief herein. (AEB-J)g	
5-16-74	Response brief of deft. Commercial Solvents Corporation, filed. hm	
5-17-74	Pltfs' Response to Deft's Mtn. to Strike Amended Complaint, filed.jj	

PLAINTIFF		DEFENDANT	DOCKET NO. _____
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DATE	NR.	PROCEEDINGS	
6-23-75	MO:	It Is ORDERED that the Defendant, Commercial Solvent's motion to <del>strike</del> amended complaint be & the same is hereby overruled. IT IS ORDERED that Commercial Solvents Corp's motion to dismiss or in the alternative motion for S/J be and the same is hereby denied & overruled.(AEB-J) b lts mld	
6-23-75	MO:	It is ordered by the Court that parties are to hold pretrial conference without the Court & file agreed Pretrial order within 15 days from this date.(AEB-J)b lts mld	
6-24-75		Ordered by the Court that case is set for jury trial on 8-5-75, at 10:00 A.M.(AEB-J)b nts mld	
7-7-75		Polly Fowler, Plfs' Application for Extension of Time to Filed Pre-Trial Order & Request to Strike Case from Jury Docket, filed. mm	
7-7-75		Order granting 30 days from 7-7-75 to file pre-trial order & case stricken from the August Jury Term, filed. (AEB-J) cps mld. MM	
7-8-75	MO:	Ordered by the Court that case is set for jury trial on 10-20-75. Discovery to be completed by 9-15-75, 10 days thereafter list of witnesses to be filed.(AEB-J)b ltr mld	
7-21-75		Notice of taking deposition of James C. Dahn on 7-29-75 at 10:00 a.m. at Chicago, Ill., filed.k	
7-24-75		Deft. Commercial Solvents Corp's Answer to Amendment to Complaint approved and filed.(AEB-J)b <i>patent claim</i>	
8-11-75		Pre-Trial Order, filed. (AEB-J)lm <i>adly given to pt in agreement</i>	
9-4-75	MO:	Ordered by the Court that case is set for jury trial on 10-20-75, at 10:00 A.M.(AEB-J)b nts mld & affid.	
9-25-75		Witness List of Defts. Commercial Solvents, filed. mm	
10-6-75		without Prejudice Appl. for Permission to Dismiss/of the Plaintiff, Polly Fowler, filed.mm <i>on file</i>	
10-6-75	MO:	Ordered by the Ct. that the deft. file a responsive brief within 3 days to the appl. for permission to dismiss without prejudice of the pltf. Polly Fowler. (AEB-J) cps mld mm	
10-9-75		Brief of deft. Commercial Solvents in response to appl. for permission to dismiss without prejudice, filed. g	
10-15-75		Order Denying Commercial Solvents Corp. request for oral argument and FURTHER ORDERED that Pltf's application to dismiss without prejudice be & same is hereby granted, conditioned upon Pltf's paying to Deft's attys the sum of \$1,000.00 w/in ten (10) days from this date. Upon receipt of payment cause of action & complaint are Ordered dismissed without prejudice, filed.and entered.(AEB-J)b cps mld	
11-4		Deft. Commercial Solvents Corp.'s receipt of \$1,000.00 as release & satisfaction of Judgment, filed.k	

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. _____
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DATE	NR.	PROCEEDINGS
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